



USSN: 09/732,348
Atty. Dkt. No.: 8325-2012
Client Dkt. No.: G12-US1

PATENT

CERTIFICATE OF MAILING PURSUANT TO 37 CFR § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 31, 2007.

5/31/07
Date

Michelle Haysen
Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

CHOO et al.

Serial No.: 09/732,348

Filing Date: December 7, 2000

Title: REGULATED GENE EPRESSION IN
PLANTS

Examiner: C. Collins

Group Art Unit: 1638

Confirmation No.: 1675

Customer No.: 20855

TRANSMITTAL LETTER

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sirs:

Transmitted herewith for filing are the following documents:

- X Issue Fee Transmittal PTOL-85-B (1 page) *in duplicate*
- X Response to the Notice to File Corrected Application Papers (2 pages) with attached copy of the Notice to File Corrected Application Papers mailed May 7, 2007 (3 pages)
- X Certified copy of priority document GB9912635.1 filed on May 28, 1999
- X Check in the amount of \$1709.00 (\$1400.00 - issue fee, \$300.00 - publication fee and \$9.00 - advance copy fee)
- X Return receipt postcard



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The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 18-1648.

Respectfully submitted,

Date: May 31, 2007

By: *Dahna S. Pasternak*
Dahna S. Pasternak
Registration No. 41,411

ROBINS & PASTERNAK LLP
1731 Embarcadero Road, Suite 230
Palo Alto, CA 94303
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RESPONSE TO THE NOTICE TO FILE CORRECTED APPLICATION PAPERS

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sirs:

This paper is responsive to the Notice to File Corrected Application Papers mailed on May 7, 2007 for which a response is initially due on or before July 6, 2007. As required, a copy of the Notice to File Corrected Application Papers mailed on May 7, 2007 is attached herewith.

Remarks begin on page 2 of this paper.

REMARKS


The Notice to File Corrected Application Papers mailed on May 7, 2007 indicates that color drawings are present in the application but the 37 C.F.R.1.84(a) requirements have not been met. Applicant has reviewed the file, and no color drawings are present. Therefore, Applicant does not wish to elect color drawings in the application. The Issue Fee due June 1, 2007 is being submitted herewith.

In addition, a certified copy of priority document GB9912635.1 filed on May 28, 1999 is also attached.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 18-1648.

Respectfully submitted,

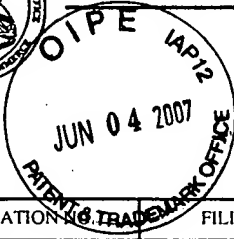
Date: May 31, 2007

By: 
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COPY

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/732,348

12/07/2000

Yen Choo

8325-2012

1675

20855 7590 05/07/2007
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EXAMINER

COLLINS, CYNTHIA E

ART UNIT

PAPER NUMBER

1638

MAIL DATE

DELIVERY MODE

05/07/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

COPY

RECEIVED

MAY 10 2007

ROBINS & PASTERNAK LLP

8325-2012
DOCKETED DSP
Response
7/6/07



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
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P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

Application No. : 09/732,348
Applicant : Choo et al.
Filing Date : 12/7/00
Date Mailed : 5/7/07

NOTICE TO FILE CORRECTED APPLICATION PAPERS

Notice of Allowance Mailed

This application has been accorded an Allowance Date and is being prepared for issuance. The application, however, is incomplete for the reasons below.

Applicant is given 60 days from the mail date of this Notice within which to correct the informalities indicated below. If the informality pertains to the abstract, specification (including claims) or drawings, the informality must be corrected with an amendment in compliance with 37 CFR 1.121 (or, if the application is a reissue application, 37 CFR 1.173). Such an amendment may be filed after payment of the issue fee if limited to correction of informalities noted herein. See Waiver of 37 CFR 1.312 for Documents Required by the Office of Patent Publication, 1280 Off. Gaz. Patent Office 918 (March 23, 2004). In addition, if the informality is not corrected until after payment of the issue fee, for purposes of 35 U.S.C. 154(b)(1)(iv), "all outstanding requirements" will be considered to have been satisfied when the informality has been corrected. A failure to reply will result in the application being ABANDONED. **This period for reply is NOT extendable under 37 CFR 1.136(a).**

Please see attachment.

*A copy of this notice **MUST** be returned with the reply. Please address response to "Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450".*

Dale G. Olson
Office of Patent Publication
Phone: 703-308-9250 ext.122



Application No. 09/732,348 Drawings filed 12-7-00

IDENTIFICATION OF DRAWING DEFICIENCIES

- ☐ There is a hole or the image thereof within the illustration. FIG(s) _____
- ☐ The character of the lines, numbers and letters is poor. FIG(s) _____
- ☐ The illustration is penetrated or traversed by a solid or broken line that is not intended to be part of the drawing, such as a dark line caused by a flaw in the copying process. FIG(s) _____
- ☐ An ink stamp or an image obscures part of the illustration. FIG(s) _____
- ☐ The drawing is marred by black smudges, obliterations, or fax/copier marks. FIG(s) _____
- ☐ Figure numbers are duplicated or missing. FIG(s). _____
- ☐ Numbers, letters, or reference characters in the drawing have been crossed out by hand or are illegibly handwritten. FIG(s) _____
- ☐ The drawing's background shows that the original drawing was made on graph paper or other paper with a pattern or decoration. FIG(s) _____
- ☐ The FIG. number label is placed in a location that causes the drawing to be read upside down. FIG(s) _____
- ☐ Data, a reference number, or part of the drawing is truncated or missing. FIG(s) _____
- ☐ The drawing is continued onto a second page (or more) without proper labeling under 37 CFR 1.84(u)(1). FIG(s) _____
- ☐ The drawing and/or the FIG. label contain(s) foreign language. FIG(s) _____
- ☒ Color drawings are present in this application but the following 37 CFR 1.84(a) requirements have not been met*:
 - ☒ Petition filed
 - ☒ Petition fee
 - ☒ 3 sets of color drawings
 - ☒ Color drawing paragraph

*If color drawings are not elected, then applicant **must respond** so stating. Also, references to color drawings in the specification, if any, must be amended.

COMMENTS: